

CIVIL DOCKET
UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

| TITLE OF CASE | ATTORNEYS |
|---|--|
| <p>JERRY E. CAPPS and SULPHUR STANDARD CORPORATION,</p> <p style="text-align: center;">v.</p> <p>ARNOLD & BOUEN, ARCHITECTS, JOHN GOODMAN ARNOLD, JR., Individually and DONALD R. BOUEN, A.I.A., individually</p> | <p>For plaintiff:</p> <p style="text-align: right;"><i>9-28-73</i></p> <p>Ralph Freedson and R. David White 841 Houston Club Bldg. Houston, Texas 77002 (228-1112)</p> <p>Harvey A. Rotman, 1107 Petroleum Club Bldg., Tulsa, Ok. 74119</p> <p>For defendant:</p> <p>Ben H. Rice <i>withdraw</i> 2013 First City Natl. Bank Bldg. Houston, Texas 77002 (225-2411)</p> <p>Russell Cobb, III (all defs.) Martin, Logan, Moyers, Martin & Conway 920 NBT Bldg. Tulsa, Okla. 74103</p> <p>Kenneth M. Smith, Houston, Klein, Inc. 900 Sooner Federal Bg. Tulsa, Okla. 74103</p> |

| STATISTICAL RECORD | COSTS | DATE | NAME OR RECEIPT NO. | REC. | DISB. |
|---|--------------|------|---------------------|------|-------|
| J.S. 5 mailed <i>4-1-73</i> | Clerk | | | | |
| J.S. 6 mailed <i>7-1-75</i> | Marshal | | | | |
| Basis of Action: <i>money judg.</i> <i>breach of contract.</i> | Docket fee | | | | |
| | Witness fees | | | | |
| Action arose at: Houston, Texas | Depositions | | | | |

| DATE | PROCEEDINGS | Date Order or Judgment Noted |
|---------|--|------------------------------|
| 3-16-73 | Transcript of proceedings transferred from Southern District of Texas, filed. rm (inc. complaint and amended complaint.) | |
| 3-27-73 | (Defts' motion to dismiss, or in lieu thereof, to quash, pending) Request for leave to withdraw as counsel to record of Ben H. Rice, attorney of Houston, Texas, filed. Order (part of request) to Judge. ds | |
| 4-2-73 | Order granting Ben H. Rice leave to withdraw as counsel for def.s(AEB-J)rm | |
| 7-26-73 | Case set for disposition 7-31-73 at 10:00 A.M. (AEB-J)jj | |
| 7-27-73 | Case stricken from disposition docket of 7-31-73 pending ruling on pending motions. (AEB-J)hm | |
| 8-28-73 | Appl. of R. David White to withdraw as counsel for pltf. g | |
| 9-26-73 | Order, filed, authorizing Withdrawal of Appearance by Attorney R. David White as atty. for Pltfs., w/Ralph Freedson remaining as atty. for Pltf. (AEB-J)v | |
| 2-26-75 | Request of def. counsel to withdraw of record, w/approval of new counsel and entry by new counsel, filed. rm | |
| 2-27-75 | Order, filed, (part of appl.)permitting Russell Cobb III and the firm of Martin, Logan, Moyers, Martin & Conway, to withdraw as counsel for defendants. (AEB-J)g | |
| 3-19-75 | MO: Case referred to Mag Bradford for hrg/rec re mots. pending. (AEB-J)k | |
| 4-16-75 | Case called for hearing on motion of def't's to dismiss, or in lieu thereof, to Quash. Parties present. Pltfs' are given 30 days (5-19-75) within with to perfect proper service on defendants or case will be dismissed.(MLB-Mag) b | |
| 4-21-75 | Findings & Recommendations of Magistrate, filed.(MLB-Mag.) b cps mld | |
| 5-5-75 | Order, filed approving recommendation of the Magistrate and granting motion of defts. for dismissal, effective 30 days from this date provided pltfs. fail to perfect personal service over defts.within that time. (AEB-J)g | |
| 6-5-75 | MO: Plaintiff's having failed to perfect personal service over defendants, it is ordered that the Order of Dismissal filed 5-5-75 is hereby entered. (AEB-J)k | |